

**MINUTES
UTAH
PROFESSIONAL ENGINEERS
AND
PROFESSIONAL LAND SURVEYORS
LICENSING BOARD
MEETING**

January 17, 2007

**Room 475 – 4th Floor – 9:00 A.M.
Heber Wells Building**

CONVENED: 9:00 A.M.

ADJOURNED: 11:15 P.M.

CONDUCTING: Kim Harris

MEMBERS PRESENT: Kim Harris
Von R. Hill
Jonathan Richards
Norman Bennion
Gary Knighton
David E. Wesemann

MEMBERS ABSENT:

DIVISION STAFF: Dan S. Jones, Bureau Manager
Ann Naegelin, Board Secretary
David Stanley, Division Director
Wayne Holman, Lead Investigator
Wayne Jeppson, Investigator

GUESTS: Francine Giani, Executive Director
Steven Eklund, Administrative Law Judge

TOPIC OF DISCUSSION:

RULES HEARING

MINUTES

DESCISIONS/RECOMMENDATIONS:

Judge Eklund conducted a rules hearing.

Mr. Hill made a motion to approve the minutes of the November 29, 2006 meeting as amended. Mr. Knighton seconded the motion. Motion passed by unanimous vote.

RECRUITMENT OF ENGINEERS TO
UTAH

Francine Giani met with the Board to discuss Governor Huntsman's program to recruit engineers to Utah. She asked the Board Members to contact if they have any ideas to help with this effort.

Mr. Wesemann indicated that the universities in Utah offer more in the high tech areas and not as much in the building construction areas.

Mr. Richards indicated that the fee structure in Utah is low compared to surrounding states.

Mr. Harris indicated that consulting engineers have to compete with the exempt industries in recruiting engineers.

WAYNE JEPPSON
INVESTIGATION REPORT

Mr. Jeppson presented a year end investigation report. He also gave a brief synopsis of the cases he has closed during November and December.

R LYNN CARLSON
PROBATION INTERVIEW

Mr. Carlson met for his probation interview. He submitted a report from his supervisor. His next appointment will be May 16, 2007.

WILLIAM JOHN FRANCIS
PROBATION INTERVIEW

Mr. Francis met for his probation interview. His employer indicated that they had sent a report. It has not been received. He will follow up on the report. Mr. Jones indicated that the report should be received in the very near future from his employer. His next appointment will be March 21, 2007.

LELAND NEFF
PROBATION INTERVIEW

Mr. Neff sent a letter stating he would be out of town and not able to attend his probation interview. Mr. Jones has filed a request with the AGs office for an Order to Show Cause hearing.

APPLICANTS WHO SAT FOR THE
EXAMINATION PRIOR TO SITTING
FOR THE PS OR PE

Mr. Christensen, Mr. Elledge, and Mr. Watson met with the Board to discuss their applications for licensure. All three applicants sat for the PE or PS before they completed their qualifying experience.

Mr. Christensen explained his background. He sat for the PS prior to completing his qualifying experience.

Mr. Watson explained his background. He sat for the PS prior to completing his qualifying experience.

Mr. Elledge explained his background. He sat for the PE in California before he completed his qualifying experience. His experience was completed in Utah.

Mr. Hill made a motion to approve licensure for all three individuals. Mr. Bennion seconded the motion. Motion carried with a unanimous vote.

EDUCATION AND ENFORCEMENT
FUND UPDATE

The Education and Enforcement Fund was reviewed with no action taken.

EIGHT YEARS OF EXPERIENCE RULE
LAND SURVEYOR

The Board discussed the rule regarding the eight years of experience for licensure as a Land Surveyor took effect January 1, 2007.

Mr. Hill discussed this issue with several states that are in transition with the same type of changes. Utah is the strictest of everyone he talked to. The other states will allow the individuals to continue to take the PS examination if they completed their experience before the deadline.

Mr. Jones explained that it is a limited number of people that this affects. He suggested adding transitional language that would limit the amount of time a person would have to complete all requirements for PLS licensure by experience.

Mr. Harris does not want to change the rule unless it continues to be a problem.

Mr. Hill made a motion that the Division uses a liberal interpretation for licensure of Professional Land Surveyors with experience only. Mr. Harris seconded the motion. Mr. Bennion is concerned that a person who completed the experience could apply ten years down the road for the examination and be licensed. Mr. Jones suggested a rule change with a cutoff date for someone without education. Motion carried with a unanimous vote.

SHERMAN WAYNE ADAMS
APPLICATION REVIEW

Mr. Jones reviewed the criminal history of the Mr. Adams.

Mr. Richards made a motion to approve the application. Mr. Hill seconded the motion. Motion carried with a unanimous vote.

PASS RATE FOR UTAH LOCAL
PRACTICE SECTION

The pass rate for December 2006 was reviewed. Information was noted with no action taken.

BOARD PRESIDENT'S MEETING

Mr. Harris will be attending the NCEES Board President's Meeting.

WESTERN ZONE MEETING

Mr. Bennion will be funded from the Education and Enforcement Fund to attend the Western Zone Meeting in April.

PE EXAMINATION TIMING

Mr. Jones explained the change to the Architect Exam which allows a person to sit for some parts of the ARE before their experience is complete.

March 21, 2007

Date

(ss) Kim Harris

Chairman

March 21, 2007

Date

(ss) Dan S. Jones

Bureau Manager